

AMENDED IN ASSEMBLY MAY 17, 2010

AMENDED IN ASSEMBLY APRIL 19, 2010

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2336

**Introduced by Assembly Member Fuller
(Coauthor: Assembly Member Gilmore)**

February 19, 2010

An act to add Section 85308.5 to the Water Code, relating to the Delta.

LEGISLATIVE COUNSEL'S DIGEST

AB 2336, as amended, Fuller. Delta Stewardship Council.

The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council as an independent agency of the state. The act requires the council, on or before January 1, 2012, to develop, adopt, and commence implementation of a comprehensive management plan for the Sacramento-San Joaquin Delta (Delta Plan), meeting specified requirements. The act establishes the Delta Independent Science Board to provide oversight of the scientific research, monitoring, and assessment programs that support adaptive management of the Delta through periodic reviews.

This bill would require the council, in the course of developing and adopting the Delta Plan, to direct the board to conduct an assessment of certain stressors on populations of native fish species in the Delta, the Sacramento and San Joaquin rivers, and the tributaries to those rivers below the rim dams of the central valley, and recommend changes in statute and actions by state agencies to remedy the situation in as timely a manner as possible.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. In order to protect and preserve the existing
2 populations of native fish species that live and migrate through
3 the San Francisco Bay and the Sacramento-San Joaquin River
4 Delta, it is the intent of the Legislature that the Delta Stewardship
5 Council consider for inclusion in its final Delta Plan, in addition
6 to measures addressing the impacts of the State Water Resources
7 Development System (State Water Project) and federal Central
8 Valley Project operations, the identification of effective and
9 scientifically justified measures to reduce or eliminate the impact
10 of other significant stressors on California's native fish populations.
11 SEC. 2. Section 85308.5 is added to the Water Code, to read:
12 85308.5. The council, in the course of developing and adopting
13 the Delta Plan, shall direct the Delta Independent Science Board
14 to conduct an assessment of stressors, ~~other than~~ *in addition to* the
15 operations of the State Water Resources Development System and
16 the federal Central Valley Project, on populations of native fish
17 species in the Delta, the Sacramento and San Joaquin rivers, and
18 the tributaries to those rivers below the rim dams of the central
19 valley, and recommend changes in statute and actions by state
20 agencies to remedy the situation in as timely a manner as possible.
21 The assessment shall include, but is not necessarily limited to,
22 those stressors identified in the Delta Vision Strategic Plan,
23 including the impacts of invasive species and nonnative species,
24 water quality impairments, and predation on native species.